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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: NAGATAKE et al.

Serial No.: 09/868,106

Filed: June 14, 2001

Art Unit: 1614

Examiner: Rebecca Cook

Attorney Docket No.: JG-HK-5084

PREVENTIVE AGAINST
RESPIRATORY INFECTIOUS
DISEASES

CUSTOMER NO. 026418

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT OF THE SUBSTANCE OF THE INTERVIEW

Dear Sir:

In accordance with MPEP § 713.04, Applicants make the following statements.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.10(a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being

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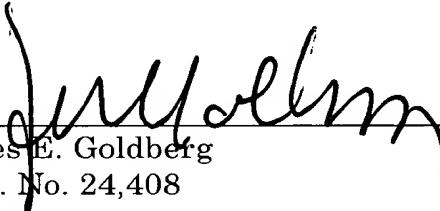
Rebecca Cook
(Signature of person mailing paper or fee)

(Signature of person mailing paper or fee)

Applicants' attorney wishes to thank the Examiner for the careful consideration given this case. On October 29, 2003, Jim Dilmore (Registration No. 51,518; agent for Applicants) conducted a telephonic interview with Examiner Cook regarding the present application (Serial No. 09/868,106). No exhibits were shown, nor were demonstrations conducted. Prior art, namely Goumas (of record), was discussed in light of presently-pending Claim 3. Claim language was discussed, specifically, whether the Examiner would consider if amending "comprising" to recite "consisting essentially of" would overcome the pending rejection under 35 U.S.C. § 103. It was determined that the Applicants would file an RCE so that the Examiner could fully consider the arguments of the Applicants. Accordingly, Applicants filed an RCE on February 11, 2004.

Respectfully submitted,

Dated: April 16, 2004

By _____

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